

Remarks:

Reconsideration of the application is requested.

Claims 1-16 remain in the application. Claims 13-16 have been withdrawn from consideration.

In item 1 on pages 2-3 of the Office action, claims 1-12 have been provisionally rejected under the judicially created doctrine of double patenting over claims 1-13 of Haneder et al. (US Patent Application Publication No. 2002/0105016 A1).

argue different subject matter

Claims 1-10 of the invention of the instant application and Haneder et al. are directed to different subject matters. Claims 1-10 of the invention of the instant application are directed to ferroelectric transistors, whereas the claims of Haneder et al. are directed to memory cell configurations. Although claims 11-12 of the invention of the instant application are directed to memory cell configurations, they do not contain the feature of strip-type doped well regions crossing word lines and respectively running in a region between first and second source/drain regions of a ferroelectric transistor as recited in claims of Haneder et al.

Dated | Furthermore, it is noted that Haneder et al. has a filing date of January 7, 2002, which is later than the filing date January 7, 2001 of the instant application.

In addition, according to MPEP, if the provisional double patenting rejection in one application is the only rejection remaining in that application, the Examiner should then withdraw that rejection and permit the application to issue as a patent, thereby converting the provisional double patenting rejection in the other application into a double patenting rejection at the time the one application issues as a patent. See MPEP 804 I B.

In view of the foregoing, reconsideration and allowance of claims 1-12 are solicited. Rejoinder of claims 13-16 is requested upon allowance of claims 1-12. See MPEP 821.04.

In the event the Examiner should still find any of the claims to be unpatentable, counsel would appreciate a telephone call so that, if possible, patentable language can be worked out.

If an extension of time for this paper is required, petition for extension is herewith made. Please charge any fees which might be due with respect to Sections 1.16 and 1.17 to the

Deposit Account of Lerner and Greenberg, P.A., No. 12-1099.

Respectfully submitted,


For Applicants

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